

**BROKEN ARROW CITY COUNCIL  
AGENDA  
COUNCIL CHAMBERS  
220 SOUTH FIRST STREET  
BROKEN ARROW, OKLAHOMA 74012  
March 18, 2008**

**6:30 PM**

- 1. Call to Order**
- 2. Invocation**
- 3. Roll Call**
- 4. Pledge of Allegiance to the Flag**
- 5. Consideration of Consent Agenda**
  - A. Approval of the regular meeting minutes of February 18, 2008
  - B. Approval of the regular meeting minutes of March 4, 2008
  - C. Acceptance of minutes of Planning Commission meeting held February 28, 2008
  - D. Ratification of contracts with Storm Reconstruction Services, Inc. (Contract No. IS1207D), Ceres Environmental Services, Inc. (Contract No. IS1207E), and Red Rock CDT, Inc. (Contract No. IS1207F), for transporting debris from collection points to the debris disposal site at Northeastern State University (southwest of Washington Street and 209th East Avenue), approved by the City Manager under the authority granted by the City Council in Resolution No. 508 which extended the powers granted to the City Manager under Resolution No. 496
  - E. Approval of and authorization to execute a Pipeline Crossing Agreement between the City of Broken Arrow and Union Pacific Railroad
  - F. Approval of BAZ 1797, Irish Properties, 2.12 acres, 2 lots, A-1 and AC-3 to CN, northwest corner of State Highway 51 and 65th Street (Oneta Road /241st East Avenue)
  - G. Approval of bids received and award of the most advantageous bid to Vermeer Great Plains, for a brush chipper
  - H. Approval of bids received and award of the most advantageous bid to Forestry Equipment of VA. Inc., for an aerial forestry truck
  - I. Approval of bids received and award of the most advantageous bid to Ceres Environmental Services, Inc., for transporting debris from parks debris sites to NSU disposal site
  - J. Approval of quotes received and award of the most advantageous quote to Sprigger's Choice Inc. for a sprigger machine
  - K. Acceptance of two (2) Utility Easements from Seven Oaks South, LLC (S25T18N R14E) [Project: Seven Oaks South]
  - L. Approval of the Claims List
- 6. Consideration of Items Removed from Consent Agenda**

**7. Public Hearings, Appeals, Presentations, Recognitions, Awards and Oaths**

- A. Award: Presentation and approval of the "Employee of the Quarter" award recognizing Cherrie Nolen for the term October through December 2007
- B. Presentation: Approval of and authorization for the Mayor to execute a proclamation declaring March 16-22, 2008 as "Safe Place Week" in the City of Broken Arrow

**8. Citizens' Opportunity to Address the Council on General Topics Related to City Business or Services (approximately 7:00 p.m.)**

**9. General Council Business**

- A. Consideration and possible appointment of Stanley Evetts to the Broken Arrow Board of Adjustment to serve the remainder of the unexpired term of Jack Keeling, whose term expires May 5, 2009
- B. Consideration, possible approval of and authorization to execute Amendment No. 5 to Architect/Engineer Contract with the City of Broken Arrow, Oklahoma for Lynn Lane Wastewater Treatment Plant Expansion
- C. Consideration and possible approval of a Street Lighting Fee and accompanying Street Light Policies
- D. Consideration, possible approval of and authorization to execute Resolution No. 516 - a resolution authorizing the City Attorney to agree to entry of judgment in the case of The City of Broken Arrow, Oklahoma v. Edwin Giles Cox and Betty Jean Cox, Trustees of the Cox Revocable Trust, et al., Tulsa County District Court Case Number CJ-2007-6990 and directing the City Attorney to prepare and file the necessary documents to effectuate settlement, including a Journal Entry for the Court's approval
- E. Consideration, possible approval of and authorization to execute Resolution No. 517 - a resolution authorizing the City Attorney to agree to entry of judgment in the case of The City of Broken Arrow, Oklahoma v. Perkins Development Corporation, et al., Tulsa County District Court Case Number CJ-2007-7891 and directing the City Attorney to prepare and file the necessary documents to effectuate settlement, including a Journal Entry for the Court's approval
- F. Consideration, possible approval of and authorization to execute Resolution No. 518 - a resolution establishing user fees for Battle Creek Golf Course
- G. Consideration, possible approval of and authorization to execute Resolution No. 519 - a resolution of the City Council of the City of Broken Arrow amending the City of Broken Arrow's current Comprehensive Plan based upon the Eastside Development Study; adopting the Eastside Development Study and the corresponding amendments to the current Broken Arrow Comprehensive Plan Future Development Guide and Land Use Designations and Land Use Intensity Classifications, for an area east of 23rd Street (County Line Road) and South of Omaha Street (51st Street), North of the Muskogee Turnpike and West of an area one-quarter mile east of Evans Road (225th East Avenue)

**10. City Manager's Report**

- A. Budget Savings and Special Income FY 2008

**11. Preview Ordinances**

- A. None

## 12. Ordinances

- A. Corrected Ordinance No. 2936 - an ordinance providing for the Issuance of \$10,685,000 General Obligation Bonds, Series 2008 by the City of Broken Arrow, Oklahoma, authorized at an election duly called and held for such purpose; prescribing form of bonds; providing for registration thereof; providing levy of an annual tax for the payment of principal and interest on the same; and fixing other details of the issue and declaring an emergency
- B. Ordinance No. 2937 - an ordinance amending Section 7-211 of the Broken Arrow Code, providing for an increase in Ambulance Service Charges and repealing all ordinances to the contrary
- C. Ordinance No. 2964 - an ordinance amending the Broken Arrow Code, Chapter 2, Administration, Article I, In General, Section 2-13, Members of Boards and Commissions; repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency
- D. Ordinance No. 2965 - an ordinance amending the Broken Arrow Code, Chapter 14, Municipal Court, Section 14-7, Judge's Term of Office and Educational Requirement; repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency

## 13. Remarks and Inquiries by Governing Body Members

- 14. **Executive Session** for the purpose of confidential communications between the City Council, the City Manager, the Assistant City Manager and the City's Attorney for the purpose of conferring on matters concerning the purchase and appraisal of real property associated with a potential Festival Park located southwest of Kenosha and South Evans Road in Wagoner County under 25 O.S. § 307(B)(3); negotiations with employees and representatives of employee groups, specifically the Communication Workers' of America, the Fraternal Order of Police and IAFF under 25 O.S. § 307(B)(2); and The City of Broken Arrow v. Stacy L. Heller, a single person, Tulsa County District Court Case Number CJ-2007-07893; under 25 O.S. § 307(B)(4). In the opinion of the City Attorney, the Council is advised that disclosure will seriously impair the ability of the public body to process the pending litigation in the public interest. After the conclusion of the confidential portion of executive session, the Council will reconvene in open meeting, and the final decision, if any, will be put to a vote.

## 15. Adjournment

### **NOTICE:**

All cell phones and pagers must be turned OFF or operated SILENTLY during Council meetings.

Exhibits, petitions, pictures, etc., presented to the authority shall be received and deposited in case files to be kept at the Broken Arrow City Hall.

If you are a person with a disability and need some accommodation in order to participate in this meeting, please contact the City Clerk at 918-259-2400 Ext. 5418 to make arrangements.

POSTED this \_\_\_\_ day of \_\_\_\_\_, 2008, at \_\_\_\_\_ a.m./p.m.

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City Clerk